



CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE
DIVISION OF PROFESSIONAL REGULATION

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MEETING MINUTES:	BOARD OF CHARITABLE GAMING
MEETING DATE AND TIME:	Thursday, January 5, 2012 at 1:00 p.m.
PLACE:	861 Silver Lake Boulevard, Dover, Delaware Conference Room B , second floor of the Cannon Building
APPROVED:	February 2, 2012

MEMBERS PRESENT

James Greene, Chairman, DE Volunteer Fireman's Association Member
Deborah Messina, Vice Chair, Public Member
Janet Williams-Coger, Non-Profit Member
Scott Angelucci, Public Member

MEMBERS ABSENT

Sharon McDowell, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL PRESENT

Robert Willard, Deputy Attorney General
Sandra Wagner, Administrative Specialist III
Kay Warren, Deputy Director
Jean Betley, Investigative Supervisor

ALSO PRESENT

Jack Vogel, Harrington Fire Company
Carol Torre, Full House Poker
Adam Torre, spectator
Brittany Scott, University of Delaware
Chip Thompson, Charitable Games of Delaware
A.J. Hemphill, Charitable Games of Delaware
Frank Long, spectator

CALL TO ORDER

Mr. Greene called the meeting to order at 1:05 p.m.

REVIEW AND APPROVAL OF MINUTES

The Board reviewed the meeting minutes of December 1, 2011. Mr. Angelucci made a motion, seconded by Ms. Williams-Coger, to approve the minutes as presented. The motion passed unanimously.

UNFINISHED BUSINESS

Final Denials

Nur Shriners (July-Dec 2012 raffles)

Ms. Messina made a motion, seconded by Mr. Angelucci, to final deny the raffle drawings between July and December 2012 for Nur Shriners because the Board will only approve 6 months of raffle events at one time. The motion passed unanimously.

Re-Review of Contingent Approvals and PTD Applications - None

Joint Sunset Review

Ms. Warren discussed with the Board the changes that she has been working with Mr. Willard on to give to the Joint Sunset Committee for review. Ms. Warren asked about the Third Party Vendor Establishments having a valid business license and the Board explained that this was in place already and something that the division does require from the Third Party Vendors before allowing organizations to hold their events at their establishments.

Ms. Warren brought up 1532 which are about having Alcohol beverages provision and Sub-Chapter 7 for Raffles of which she will present to the Joint Sunset Committee.

Ms. Warren asked the Board about 1538 which has to do with application, fees, and permits and states the Board will determine; however it is the Division that makes these changes. Ms. Messina stated that this was discussed by the Joint Sunset Committee and they decided to leave it because it is not hurting anyone either way.

Next discussion was about 1567 Federal Background checks and the language that needs to be resubmitted correctly to Joint Sunset Committee and then once we get the JSC approval off to the Federal Government for approval. All this needs to be done before we can get started with licensing Third Party Vendors. Mr. Willard had copied what was in Texas Holdem which was not the correct language for the Federal Government. Ms. Warren will supply Mr. Willard with the correct language to be submitted.

Ms. Warren discussed when to send out the letters of concern. Mr. Willard changed the language to be if the Board learns of something that needs to have a letter of investigation instead of after an investigation reveals something. This was due to the process of investigations taking so long to be completed. We are going to keep the Statute the way it is. Mr. Greene asked if the Board will be having the inspectors all the time or if they were only with the Board for a specific amount of time. Ms. Warren explained that the inspections are in the Statute and are not going anywhere. They were hired specifically for the Board.

Mr. Willard stated that in the Statute it is stated that bingo can only start at 1:30 p.m. and people are asking if we can change the start time to 12:00 p.m. instead of 1:30 p.m. for organizations that would like to have an earlier start time for their elderly customers. This changed will need to be a Statute change and the Joint Sunset Committee will need to approve and pass before organization can start earlier.

NEW BUSINESS

Executive Session - None

Board Member Reports

Promotional Giveaways

The Board discussed the 4.6 promotional giveaways rules. Mr. Greene was always under the impression that the 3 holidays were Thanksgiving, Christmas, and Easter, and anniversary date of the organization; however the Rules don't clarify what holidays. The Rules just state 3 holidays. Ms. Betley brought up a good point when is asked "What if the organization didn't celebrate those holidays?" Ms. Messina said that the Rules could be clarified that the 3 holidays could be any State Holiday. Mr. Willard asked if this should be updated in the Rules and Regulations and Ms. Messina said yes a Rule change to specify. Ms. Wagner asked if this should be put back on the applications since this was removed when the applications were being revised. The Board members agreed that it needed to be put back on the applications. Ms. Wagner asked the Board how the division was going to be able to track the promotional giveaways in their database. Currently there is no where to put this to help the division keep track of what holidays the organization use or how to keep track of the allotted amount of money per year. Ms. Messina asked if we could just put some little area in the database that allows us to mark as they come like: 1, 2, 3 and so on. Ms. Warren suggested adding supplemental fields to help keep track. Ms. Wagner said she would have to discuss this with the Operations Team and see what they can come up with. Mr. Greene wants to give the division permission to make the changes to the application to

add back the promotional giveaways and to be able to come up with a method the division can track. Mr. Greene made a motion, seconded by Ms. Messina, to allow the division to make these changes. The motion was unanimously approved.

At Mr. Greene's request, the public introduced themselves for the Board.

Draft Letter of Concern

Mr. Greene asked Mr. Willard if he had anything on the draft letter of concern. Mr. Willard had sent the letter to the investigator and inspectors and all agreed on the drafted letter. Ms. Messina read the draft letter of concern to the Board members. After the Board discussed the letter, Ms. Messina made a motion, seconded by Ms. Williams-Coger, to approve the draft letter of concern. The motion passed unanimously.

Delegation of Authority

Camden-Wyoming Fire Company (games played/prize list)

Mr. Greene used his delegation of authority for the Camden-Wyoming Fire Company to allow them to change their games played and to submit an updated prize list. Mr. Angelucci made a motion, seconded by Ms. Williams-Coger, to approve Mr. Greene's delegation of authority. The motion passed unanimously.

Camden-Wyoming Moose #203 (cookie jar totals)

Mr. Greene used his delegation of authority for the Camden-Wyoming Moose #203 to allow them to change their cookie jar totals. Mr. Angelucci made a motion, seconded by Ms. Williams-Coger, to approve Mr. Greene's delegation of authority. The motion passed unanimously.

Review of Applications for Texas Hold'Em Tournaments - None

Review of Applications for Charitable Gaming Events

Knights of Columbus 2413 Assembly (1st time app, house rules)

Mr. Angelucci made a motion, seconded by Ms. Williams-Coger, to approve the 1st time charitable gaming application of the Knights of Columbus 2413 Assembly. All missing documents were received by the time the Board reviewed at the meeting. The motion passed unanimously.

Review of Applications for Instant Bingo Events - None

Review of Applications for Bingo Events

Sussex County AMVETS Post 2 (revised prize list, mbr in chg)

The Board took no action with this application. The Board office was waiting on information which was not sent in before the Board meeting on January 5, 2012.

West End Neighborhood House, Inc. (1st time app)

Ms. Messina reviewed and recommended that the 1st time application for West End Neighborhood House, Inc. for Bingo be approved. Ms. Williams-Coger made a motion, seconded by Mr. Angelucci, to approve the Bingo application for the West End Neighborhood House. The motion passed unanimously.

Cape Henlopen Senior Center, Inc. (revised prize list)

Ms. Messina reviewed and recommended that the Bingo application for Cape Henlopen Senior Center, Inc. be approved with the understanding that Ms. Wagner will notify the Organization that the prize list for game 13 can not be higher than \$550.00. Mr. Angelucci made a motion, seconded by Ms. Messina, to approve the bingo application for the Cape Henlopen Senior Center, Inc. The motion passed unanimously.

Review of Applications for Raffles

New Candlelight Productions, Inc. (fee)

Ms. Messina reviewed the application and made a motion, seconded by Ms. Williams-Coger, to approve the Raffle for New Candlelight Productions, Inc. for January and contingent approved for February and March until the full fee is paid. The motion passed unanimously.

Review of Request to Change Date/Venue of Approved Event

Camden Wyoming Moose Lodge #203 submitted a letter asking the Board to approve a change in the dates previously submitted. Ms. Messina made a motion, seconded by Ms. Williams-Coger, to approve the request submitted by the Camden Wyoming Moose Lodge #203. The motion passed unanimously.

Inclement Weather/State of Emergency Request - None

Approval of Licensure List

Ratification of Charitable Gaming Event Permits Issued

Mr. Angelucci read aloud the charitable gaming ratification list. Ms. Messina made a motion, seconded by Ms. Williams-Coger, to ratify the licensure of First State Harmonizers, Debra L. Sipple Memorial, Cats Around Town Society, DE Manufactured HOA, Dalmation Rescue, Safe Haven Animal Sanctuary, Vietnam Vets of America Chapter 546, Homeless Cat Helpers, Midway Lions Club, DE Warriors Travel BB Club, Skim USA, Newark Senior Center, Rehoboth Beach Main Street, Read Aloud DE, CAMP Rehoboth, FOP Sussex Post 2, DE SPCA, Ducks Unlimited, DE Center for the Inland Bays, DE Diamonds White Fastpitch, IOOF Martha Rebekah 21, Just Us, Rehoboth Beach Lions Club, Surfrider Foundation, VFW Post 2931 Georgetown-Ellendale, VFW Post 7447, Lewes Lion Club, Lewes Little League, Friends of the Seaford Library, FOP Sussex Lodge 9, American Legion Post 24, Spuck and Lib Bennett, Seaford Lions Club, Laurel Fire Dept. The motion passed unanimously.

Ratification of Bingo Event Permits Issued

Ms. Messina read aloud the bingo ratification list. Mr. Angelucci made a motion, seconded by Mr. Greene, to ratify the bingo licensure of Oak Orchard Riverdale Post 28, Pots-Nets HOA, Mill Creek FC Ladies Aux, Mamie A Warren Senior Center, DE Vets Post 2, ADAS Kodesch, Camden Wyoming Moose, Camden Wyoming Fire Company, Dover Elks Lodge 1903, Mill Creek FC Ladies Aux, St. William Lloyd Nelson, Newark, Elks Lodge 2281, Bowers Fire Company, Harrington Fire Company, Aetna HHL Fire Company, and Indian River HS Band Booster. The motion passed unanimously.

Hearings/Consent Agreements

Mr. Greene stated that Complaint 22-02-11, of which he is the assigned Board Contact, has a pending hearing before a DPR Hearing Officer. A date for the hearing has not been scheduled.

Complaint Assignment and Status - No Updates

Inspection Reports

Ms. Messina read the inspector's comments on the inspection reports.

Delaware Veterans Post 2

The Board reviewed the Inspection Report of Delaware Veterans Post 2, and noted that no one from the organization was present at the meeting. Ms. Messina stated that Delaware Veterans Post 2 had three violations and summarized them for the public.

St. Elizabeth Ann Seton

The Board reviewed the Inspection Report of St. Elizabeth Ann Seton, and noted that no one from the organization was present at the meeting. Ms. Messina stated that St. Elizabeth Ann Seton had 5 violations and summarized them for the public.

Sgt. William Lloyd Nelson VFW Post 3792

The Board reviewed the Inspection Report of Sgt. William Lloyd Nelson VFW Post 3792, and noted that no one from the organization was present at the meeting. Ms. Messina stated that Sgt. William Lloyd Nelson VFW Post 3792 had 7 violations and summarized them for the public.

Camden Wyoming Moose Lodge 203

The Board reviewed the Inspection Report of Camden Wyoming Moose Lodge 203, and noted that no one from the organization was present at the meeting. Ms. Messina stated that Camden-Wyoming Moose Lodge #203 had 2 violations and summarized them for the public.

Holy Cross Church

The Board reviewed the Inspection Report of Holy Cross Church and noted that no one from the organization was present at the meeting. Ms. Messina stated that Holy Cross Church had 2 violations and summarized them for the public.

Lewes Senior Center

The Board reviewed the Inspection Report of Lewes Senior Center and noted that no one from the organization was present at the meeting. Ms. Messina stated that Lewes Senior Center had 3 violations and summarized them for the public.

Harrington Fire Company

The Board reviewed the Inspection Report of Harrington Fire Company and noted that Mr. Jack Vogel was present at the meeting. Ms. Messina stated that Harrington Fire Company had 2 violations and summarized them for the public.

Adas Kodesch Shel Emeth

The Board reviewed the Inspection Report of Adas Kodesch Shel Emeth, and noted that no one from the organization was present at the meeting. Ms. Messina stated that Adas Kodesch Shel Emeth had 1 violation and summarized them for the public.

Camden Wyoming Fire Company

The Board reviewed the Inspection Report of Camden Wyoming Fire Company, and noted that no one from the organization was present at the meeting. Ms. Messina stated that Camden Wyoming Fire Company had 3 violations and summarized them for the public.

Bowers Fire Company

The Board reviewed the Inspection Report for Bowers Fire Company, and noted that no one from the organization was present at the meeting. Ms. Messina stated that Bowers Fire Company had 10 violations and summarized them for the public. Ms. Messina said that what happened at Bower's is unacceptable and will not be tolerated after these initial inspections.

OTHER BUSINESS BEFORE THE BOARD

Questions from Organizations

A question was asked "Does the Board have a Rule prohibiting members from playing bingo while working at a bingo event?" The answer to that question is yes under rule 4.1; however since the bingo and charitable gaming rules and regulations have been separated it doesn't state this for bingo now where it did before. We are in the process of making a rule and regulations to say "Neither the member in charge of conducting the event, nor any other member of the sponsoring organization who is assisting in conducting the event or otherwise working at the event shall be permitted to play the bingo games." Along with that change we will be adding to rule 4.6 to say "The amount of the prize in each bingo game shall be announced at the start of the game." Mr. Willard will add a Rule about the promotional giveaways as well. Ms. Messina made a motion, seconded by Mr. Angelucci, to accept these changes to the rules and regulations. The motion passed unanimously. Mr. Willard will be making the changes and submitting to the registry.

The second question was "Why can't bingo games begin before 1:30 p.m?" " The Board discussed why bingo couldn't start before 1:30 p.m. and they feel that this was the case because bingo especially in churches couldn't start until their services were over. The Board felt that there really isn't any reason why the bingo games couldn't start before 1:30 p.m. They felt 12:00 p.m. would be a good starting time if that is the time the organization chose to use. The would be a statute change, so Mr. Willard will put this in writing to Ms. Kay Warren so she can present this to the Joint Sunset Committee for their review and approval.

PUBLIC COMMENT

Mr. Jack Vogel from Harrington Fire Company was always under the assumption that only 1000 dollars could be paid out at the Bingo games. Mr. Vogel stated that some organization paid out 1250 dollars a night. Ms. Messina said that Rule was changed well over a year ago and so it is correct that an organization can give out up to 1250 a night. Cook Jars can go up to 1000 dollars now. Mr. Vogel states they only go up to 500 dollars. First game that Harrington plays is called a bonanza and starts at 6:00 p.m. which they only use 48 balls instead of the 75 balls that they use for Bingo. Ms. Messina states the balls have to be verified by the Law. As long as the balls are verified you can start the bonanza early.

Mr. Adam Torre asked about the inspection reports and when the organizations will be getting the report so they can work on the changes that need to be made before the inspectors come back out. Ms. Betley answered Mr. Torre and stated since this is a new process that we are still working the kinks out, but it looks like we are on the right track and the letters will go out more efficiently going forward. Ms. Carol Torre was wondering about the letters as well and stated that the inspectors were great.


NEXT MEETING

The next scheduled Board meeting is February 2, 2012 at 1:00 p.m., at 861 Silver Lake Boulevard, Cannon Building, Conference Room B, Dover, Delaware.

ADJOURNMENT

There being no further business before the Board, Ms. Messina made a motion, seconded by Mr. Angelucci, to adjourn the meeting at 2:15 p.m. The motion passed unanimously.

Respectfully Submitted,



Sandra Wagner
Administrative Specialist III

The Board went back on the record at 2:26 p.m. to entertain a motion for the division to keep the delegation of authority for Bingo and Charitable Gambling application to be fast tracked. Mr. Greene asked for this to be taken off the agenda but since the Board only gave the division until December 31, 2011, this needed to be addressed. Mr. Greene made a motion, seconded by Ms. Messina, to grant permission to the division until June 30, 2012. The motion passed unanimously.

The Board adjourned at 2:28 p.m.

The notes of this meeting are not intended to be a verbatim record of the topics that were presented or discussed. They are for the use of the Board members and the public in supplementing their personal notes and recall for presentations.